

APPENDIX

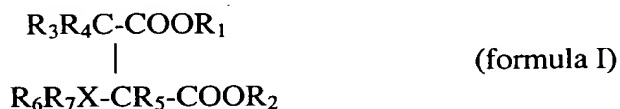
CLAIMS ON APPEAL ARE 1 and 4-6:

1. A hydraulic fluid comprising a lubricant base oil in combination with
 - (a) from 0.001 to 5 %wt of magnesium salicylate,
 - (b) from 0.01 to 8 %wt of zinc dithiophosphate; and,
 - (c) from 0.001 to 5 %wt of a compound according to the following formula I



in which R_1 and R_2 are each hydrogen or alkyl or hydroxyalkyl of 1 to 30 carbon atoms; R_3 , R_4 and R_5 are each hydrogen or alkyl or hydroxyalkyl of 1 to 4 carbon atoms; X is CH or N and R_6 and R_7 are each hydrogen, alkyl or alkenyl of 1 to 30 carbon atoms, or an acyl group derived from a saturated or unsaturated carboxylic acid of up to 30 carbon atoms.

4. The hydraulic fluid of Claim 1, wherein the weight ratio of magnesium salicylate to zinc dithiophosphate ranges from 1:5 to 1:100; and, the weight ratio of magnesium salicylate to the compound of Formula I ranges from an amount greater than 1:0 to 1:50.
5. A hydraulic fluid according to claim 1, which fluid further comprises pour point depressant, anti-foam agent and/or demulsifier.
6. An additive package for preparing a hydraulic fluid which additive package comprises:
 - (a) from 0.001 to 5 %wt of magnesium salicylate,
 - (b) from 0.01 to 8 %wt of zinc dithiophosphate; and,
 - (c) from 0.001 to 5 %wt of a compound according to the following formula I



in which R_1 and R_2 are each hydrogen or alkyl or hydroxyalkyl of 1 to 30 carbon atoms; R_3 , R_4 and R_5 are each hydrogen or alkyl or hydroxyalkyl of 1 to 4 carbon atoms; X is CH or N and R_6 and R_7 are each hydrogen, alkyl or alkenyl of 1 to 30 carbon atoms, or an acyl group derived from a saturated or unsaturated carboxylic acid of up to 30 carbon atoms

wherein the weight ratio of magnesium salicylate to zinc dithiophosphate ranges from 1:5 to 1:100; and,
the weight ratio of magnesium salicylate to the compound of Formula I ranges from an amount greater than 1:0 to 1:50.